**Check List for Meeting the Requirements**

of Title 92, Chapter 15 (a.k.a **Rule 15)**

*Rules and Procedures for the Education of Students*

*with Limited English Proficiency in Public Schools*

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| **Meets** | **Does NOT Meet** |  |  | | **Notes:** |
|  | | **001** | **General Provisions** | | |
|  |  | 001.02 | *Relates to K-12 education* | |  |
|  | | | | | |
|  | | **002** | **Definitions Used** | | |
| 002.01 | *Language instruction educational program(s)* | | |
|  |  | Designed to: | Assist LEP students in developing English proficiency |  |
|  |  | Assist LEP students in attaining English proficiency while meeting the state academic standards |  |
|  |  | May use/include: | Both English and a student’s native language to enable student development and attainment of English proficiency |  |
|  |  | A course designed to enable all participating students to become proficient in English as a second language |  |
|  | | 0002.02 | *English Language Proficient (LEP)* | | |
|  |  | 002.02A *Student is enrolled in and elementary or secondary school* | |  |
|  | | 002.02B *Categories* | | |
|  |  | Student: | Was not born in the United States |  |
|  |  | Whose native language is a language other than English |  |
|  |  | Is native American or Alaska Native |  |
|  |  | Comes from an environment where a language other than English has had a significant impact on the individual’s level of English language proficiency |  |
|  |  | Is migratory, whose native language is a language other than English |  |
|  |  |  | Who comes from an environment where a language other than English is dominant |  |
|  | | 002.02C *Native Language* | | |
|  |  | LEP means: | Language normally used by the student |  |
|  |  | Language normally used by the parents of the student |  |
|  | | | | | |
|  | | **003** | **Id of Students w/ LEP** | |  |
| 003.01 | *Implementation & Use of Home Language Survey during Admission* | | |
|  |  |  | Indicates survey is completed by student’s parent, guardian, or other person enrolling |  |
|  |  | Part of the process for: | ALL Kindergarten students |  |
|  |  | ALL other students new to the district |  |
|  |  | Indicates a student who is emancipated or has reached the age of majority may enroll him/herself and complete the survey |  |
|  | | *The Survey identifies:* | | |
|  |  | The Language: | The student first learned to speak. |  |
|  |  | Most often spoken by the student. |  |
|  |  | Most frequently use at home |  |
|  | | 003.02 | *English Language Proficiency Assessment* | | |
|  |  |  | The district: | Has access to a valid, reliable English language proficiency assessment. |  |
|
|  |  | Administers a valid, reliable English language proficiency assessment to determine if the student may be LEP. |  |
|  |  | The assessment: | Yields composite scores or levels that indicate a student’s level of proficiency. |  |
|  |  | 003.03 | There is a district process: | Determining a student’s LEP identification based upon the Home Language Survey and the English language proficiency assessment. |  |
|
|  |  | 003.04 | For notification of the parent, guardian, or other person that the student qualifies for LEP services. |  |
|  |  | 003.05 | Enrolling and maintaining a student’s LEP identification, which was previously enrolled in a Nebraska district. |  |
|  |  |  | For obtaining documentation of the previous LEP determination with 30 days of the student’s enrollment. |  |
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|  | | **004** | **Language Instruction Educational Programs** | | |
|  |  | 004.01 | The district: | Implements at least one of the types of language instruction educational programs. (i.e., an English as a Second Language Program and/or a Bilingual Education Program) |  |
|  |  | The program implemented shall: | Provide English language development. |  |
|  |  | Allow participation of LEP students in the district’s core curriculum. |  |
|  |  | Adhere to the rules, rights, and responsibilities for the program implemented. |  |
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|  | | **005** | **Staffing** | |  |
|  |  | 005.01 | The district will insure all teachers of language instruction programs possess: | A valid Nebraska teaching certificate |  |
|  |  |  | Hold an endorsement or provisional endorsement in ESL |  |
|  |  | Participate in annually provided professional development |  |
|  |  | 005.02 | The district will insure all core curriculum teachers possess: | A valid Nebraska teaching certificate |  |
|  |  | Participate in annually provided professional development |  |
|  |  | 005.03 | The district will insure all teacher aides are: | Assigned duties in connection with ESL students whish are nonteaching in nature. |  |
|  |  | Prepared specifically for their duties. |  |
|  |  | Are NOT teaching. |  |
|  |  |  |  |  |
|  | | **006** | **Assessments and Accommodations for LEP Students** | | |
|  |  | 006.01 | The district shall ensure: | All LEP students participate required by Section 005 of 92 NAC 10 |  |
|  |  |  | Accommodations are provided for LEP students participating in the assessments |  |
|  | | | | | |
|  | | **007** | **Exit Requirements** | | |
|  |  | 007.01 | The district shall require the following in order for a student to exit the language educational program: |  |  |
|  |  | 007.01A | Grades K-2: a composite score of *proficient* on the state English language proficiency assessment AND his/her teacher(s) *recommendation*. |  |
|  |  | 007.01B | Grades 3-12: a composite score of *proficient* on the state English language proficiency assessment. |  |
|  |  | 007.01C | Student achieves “*meets the standards*” or “*exceeds the standards*” on the NE State Accountability **Reading** test. |  |
|  |  | 007.01D | Committee exits LEP students with verified disabilities based on the educational needs of the student. |  |
|  | | | | | |
|  |  | **008** | **LEP Program Review** | |  |
|  |  | 008.01 | The district will conduct: | An Annual Review  Note: Review is conducted by designated team of staff. |  |
|  |  |  | The review and report shall include: |  |  |
|  |  |  | 008.01A | Examination of the program implementation practices – *To include:* Identification, implementation of instruction, staffing, assessment and accommodations and exit requirements |  |
|  |  |  | 008.01B | Analysis of LEP student data – *To include:* performance on English Language proficiency assessment and state content assessments, plus other assessments and relevant data |  |
|  |  | 008.02 | The district monitors: | the academic performance of former LEP students for at least two (2) years. |  |
|  |  | 008.03 | The district shall make: | Modifications to its language instruction educational program based on the review of the program implementation practices and data analysis to assure language barriers do not interfere with the core curriculum. |  |
|  |  | 008.04 | The district shall ensure: | The review team submits a written report of its annual review to the district’s Superintendent.  Note: the report is kept on file and available to the public |  |
|  |  | **009** | **Compliance as a Condition for School Accreditation** | |  |
|  |  | 009.01 | Each district shall: | Comply starting with the 2012-13 school year |  |
|  |  |  | Note: Failure to comply shall be treated as if it was a violation of a provision of 92 NAC 10, and may be subject to loss of accreditation. |  |